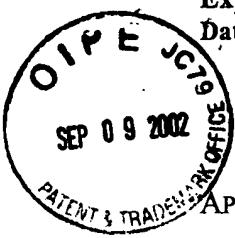


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Attorney Docket No. 21465-501 CIP2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Rothberg, et al
SERIAL NO.: 09/814,338 EXAMINER: Young J. Kim
FILING DATE: March 21, 2001 ART UNIT: 1645
FOR: METHOD OF SEQUENCING A NUCLEIC ACID
Assistant Commissioner for Patents
Washington, D.C. 20231

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RESPONSE TO REQUIREMENT FOR RESTRICTION

Applicants hereby respond to the Restriction Requirement mailed August 7, 2002, a response which is due September 7, 2002. Because September 7, 2002 falls on a Saturday, a response filed the next business day, Monday, September 9, 2002 is to be considered timely. Applicants make the following elections:

Applicants elect the invention of Group III, which includes claims 56-70 and 72-87, drawn to a cavitated substrate with fixed probes, an array comprising the substrate and an apparatus comprising the array, classified in class 356, subclass 554, with traverse.

Applicants respectfully request an examination of Groups I, II, III and IV. A search and examination of these groups can be made without serious burden to the Examiner.

The Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 21465-501 CIP2.

Respectfully submitted,

Eric Sinn

Ivor R. Elrifi, Reg. No. 39,529

Eric Sinn, Reg. No. 40,177

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